

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF NEW YORK

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XUE HUI ZHANG

Plaintiff

-against-

**NOTICE OF MOTION**

ICHIBAN GROUP LLC.,  
ICHIBAN FOOD SERVICES INC.,  
CHEN & JU, INC.  
DAVID IP, SHIOW FEI JU,  
SHIN SHII JU, CHWON TZU JU,  
LIPING JU, TYNG QUH JU & TOMMY JU

CASE NO: 1:17-CV-148 [MAD/TWD]

Assigned:

Defendants,

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SIRS/MESDAMES :

**PLEASE TAKE NOTICE** a motion pursuant to FRCP Rules 8, 11, 12 and NDNY Local Rule 7.1, will be made as set forth below:

JUDGE:	Hon. Mae A. D'Agostino , District Court Judge
RETURN DATE/TIME:	June 20, 2017 @ 10:00 AM or as soon thereafter as counsel may be heard
COURTHOUSE:	United States District Court James T. Foley Courthouse 445 Broadway Albany, New York 12207
RELIEF REQUESTED:	1) An Order a) Dismissing pursuant to FRCP Rules 8, 12 and 56; b) Sanctioning Plaintiff and counsel pursuant to FRCP Rule 11 c) Awarding costs, disbursements and attorneys fees pursuant to 42 USC §1986 ); Granting such other and further relief as the Court deems just fair and proper.

**PLEASE TAKE FURTHER NOTICE** that pursuant to Local Rule 7.1(b)(1) Answering papers are to be served and filed on or before June 3, 2017; Any reply must be served and filed on or before June 9, 2017.

Respectfully submitted

Date: May 11, 2017  
LATHAM, NEW YORK

/s/ Matthew J. Mann  
Matthew J. Mann (Bar Roll 507018)  
Mann Law Firm P.C.  
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